

## Chapter 17.76 - PARKING FOR DISABLED PERSONS

### Sections:

#### 17.76.010 - Use of parking spaces for the disabled.

No person shall park a vehicle in a residential disabled parking space unless the vehicle displays either a permanent disabled placard, disabled license plate, or disabled veterans license plate issued by the State of Missouri pursuant to provisions stated in Section 301.071 or 301.142 of the Revised Statutes of Missouri and a numbered permit issued pursuant to Section 17.76.020 which corresponds to the permit number indicated on the disabled parking space signs erected at that space.

No person shall park in a nonresidential disabled parking space unless said vehicle displays either a disabled placard, disabled license plate, or disabled veterans license plate issued by the State of Missouri pursuant to provisions stated in Section 301.071 or 301.142 of the Revised Statutes of Missouri or a disabled placard, license plate or disabled veterans license plate, clearly displaying the international symbol of access issued by another state.

(Ord. 63590 § 2 (part), 1995: prior: Ord. 61550 § 2 (part), 1989: Ord. 60124 § 2 (part), 1986: Ord. 58590 § 1, 1982.)

#### 17.76.020 - Residential disabled parking space permit—Application.

A. Any individual, parent of a child with an eligible disability, or a family member residing full time with an eligible person, owning a vehicle registered to the address **or any eligible person whose vehicle is owned by another and such eligible person resides at the address** at which the permit sign is to be erected and possessing a current permanent state disabled placard, disabled license plate or disabled veterans license plate, as described in Section 17.76.010, may apply for a residential disabled parking space permit. A residential disabled parking space permit may only be granted for use by a vehicle, registered in the City of St. Louis, **unless the vehicle is owned by another person but driven by an eligible person applying for a residential disabled parking space permit at least fifty-percent of the time a such vehicle possesses a current permanent state disabled placard, disabled license plate or disabled veterans license plate, as described in section 17.76.010**, and which shall be parked at said disabled parking space at least five (5) days or nights of the week. Application for a residential disabled parking space permit shall be made to the Office on the Disabled. Said office shall approve a permit if the application is for the benefit of an individual with at least one of the following disabilities:

1. Non-ambulatory disabilities requiring the use of one or more of the following adaptive devices:
  - a. Wheelchair;
  - b. Leg braces;

- c. Crutches;
- d. Canes;
- e. Walker;
- f. Cerebral palsy;
- g. Multiple sclerosis;
- h. Muscular dystrophy;
- i. Spinal bifida;
- j. Severe rheumatoid arthritis;
- k. Degenerative arthritis;
- l. Amputation of legs;
- m. Pulmonary Class Three or greater;
- n. Cardiac;
- o. Cardiovascular impairments of Class Three or greater;
- p. Therapeutic Class CDE;
- q. Alzheimer's disease;
- r. Osteoarthritis;
- s. Stroke;
- t. Amyotrophic lateral sclerosis (ALS);
- u. Blindness;
- v. Physical disability recognized by the Americans with Disabilities Act as a qualified disability. This would be determined by the Commissioner on the Disabled.

- B. If the Office on the Disabled approves an application for a residential disabled parking space permit, a numbered permit shall be issued to the applicant and shall be posted on the windshield of said vehicle. The permit must be used at all times with the permit holder's permanent disabled placard or license plate. The Commissioner of Traffic or his/her designee, with the consent of the property owner, shall install signs indicating such restricted parking space on any public right-of-way for a period of time not to exceed two (2) years subject to bi-annual renewal. Said signs shall be numbered the same as the permit issued to the applicant and shall indicate that the disabled parking space is reserved at all times for permit parking only. The Commissioner of Traffic or his/her designee upon recommendation of the Office on the Disabled may, where special conditions exist, install signs indicating a residential disabled parking space notwithstanding the availability of driveway or off-street parking. Permit holders full-time members of the household with two (2) or more vehicles and with access to off-street parking, may use that off-street parking for any vehicle except the permit holder's vehicle. An individual applying for a residential disabled parking space at their personal residence shall not be charged for installation

or maintenance of said signs. A list of all approved residential disabled parking space permits shall be kept in the Office of the Register and the Office on the Disabled.

- C. A decision denying an application for a residential disabled parking space permit may be appealed in writing to the Office on the Disabled. The Office on the Disabled shall forward all appeals to a special panel of the Advisory Council on the Disabled created by Ordinance Number 57432 within ten days of receipt of said appeal. If this panel of the Special Council on the Disabled grants the appeal, the Commissioner of Traffic or his/her designee is instructed to erect a designated residential disabled parking space immediately. If the Special Council of Disabled denies the appeal, a residential disabled parking space will not be granted.
- D. No applicant with off-street parking shall be approved for a residential disabled parking permit/space unless he/she presents to the Office on the Disabled a statement from his/her primary physician that, because of the applicant's disability, the applicant cannot use his/her off-street parking. This statement in conjunction with all other requirements contained in this chapter will be used to consider approval. A garage as part of a residence with dimensions of less than a total length of fifteen feet and a garage door opening width of less than 9 feet is not considered off-street parking for the purposes of this chapter.

(Ord. 67757 § 1, 2007: prior: Ord. 67365 §§ 1, 2, 2007: Ord. 66591 § 1, 2004: Ord. 65142 § 1, 2001: Ord. 64296 § 2, 1998: Ord. 63590 § 2 (part), 1995: Ord. 62049 § 2, 1990: Ord. 61550 § 2 (part), 1990: Ord. 60124 § 1 (part), 1986: Ord. 59069 § 1, 1984: Ord. 58881 § 1, 1983: Ord. 58590 § 2, 1982.)

#### 17.76.025 - Residential disabled parking space permit—Renewal and fee.

The residential disabled parking space permit must be renewed every two (2) years by completing an application for renewal before May 31 of the renewal year.

(Ord. 64296 § 2, 1998: prior: Ord. 63590 § 2 (part), 1995: Ord. 61550 § 2 (part), 1989: Ord. 60124 § 2 (part), 1986: Ord. 59069 § 3, 1984.)

#### 17.76.030 - Nonresidential disabled parking space permit—Application.

- A. The owner or manager of any public or private building providing less than twenty-five (25) parking spaces may apply to the Office on the Disabled for an on-street, nonresidential disabled parking space permit. Upon approval of the application and payment of One Hundred Dollars (\$100.00) to the Office on the Disabled to cover costs of installation and maintenance of appropriate signs, a nonresidential disabled parking space shall be established indicating such restricted parking. Nonresidential disabled parking spaces shall be renewed annually as provided in Section 17.76.035.
- B. The charge for the installation and maintenance of signs required in subsection A of this section shall not apply to not-for-profit organizations.

(Ord. 63590 § 2 (part), 1995: prior: Ord. 61550 § 2 (part), 1989: Ord. 60124 § 2 (part), 1986: Ord. 58590 § 3, 1982.)

17.76.035 - Nonresidential disabled parking space permit—Renewal and fee.

Any nonresidential disabled parking space established under Section 17.76.030 shall be renewable by payment of a One Hundred Dollars (\$100.00) renewal fee to the Office on the Disabled. Said fee must be paid by January 31 of each permit year.

(Ord. 63590 § 2 (part), 1995: prior: Ord. 61550 § 2 (part), 1989.)

17.76.040 - Penalty for violation.

Any person found guilty of parking in violation of Section 17.76.010 shall be fined not less than fifty dollars (\$50.00) or more than two hundred dollars (\$200.00).

(Ord. 63590 § 2 (part), 1995: prior: Ord. 61550 § 2 (part), 1989: Ord. 60124 § 2 (part), 1986: Ord. 58590 § 4, 1982.)

17.76.050 - Parking meter exemption—Permit issuance standards.

The Commissioner on the Disabled is hereby authorized to set standards for the issuing of a permit to any person owning a motor vehicle and having a permanent disabled placard, disabled license plate or disabled veteran's license plate issued by the State of Missouri, and unable to activate a parking meter because of a physical disability.

(Ord. 63590 § 2 (part), 1995: prior: Ord. 61128 § 1, 1988.)

17.76.060 - Parking meter exemption—Disabled permit required.

Any driver of a motor vehicle who has received a permit under Section 17.76.050, and has it prominently displayed on the motor vehicle with their permanent disabled placard or disabled license plate or disabled veteran's license plate may park at a parking meter without activating the parking meter.

(Ord. 63590 § 2 (part), 1995: prior: Ord. 61128 § 2, 1988.)

17.76.070 - Parking meter exemption—Appeal of permit refusal.

Any person that has been refused a parking meter exemption permit under Section 17.76.060 may appeal the decision of the Commissioner on the Disabled by sending a letter to the Parking Meter Commission stating the reasons why the decision is in error. The appeal must be mailed within ten (10) days of the date of the refusal notice. The Parking Meter Commission shall notify the appellant of the hearing date, which shall occur within two weeks of the date of the original appeal letter. The Parking Meter Commission shall render a decision within one week of the hearing.

(Ord. 63590 § 2 (part), 1995: prior: Ord. 61128 § 3, 1988.)

17.76.080 - Personal residence—Permit issuance.

Upon request, the Office of Disabled shall issue a permit to an owner of a vehicle that has been issued a disabled license plate or placard by the state and who has a disabled parking space in front of their residence issued pursuant to City ordinance. The permit

should be posted on the windshield of said vehicle and shall show the address of the residence where the disabled parking space is located.

(Ord. 65142 § 2 (part), 2001: prior: Ord. 63103 § 1, 1993.)

**17.76.090 - Personal residence—Posting of signs.**

Upon the issuance of said permit, the Office of the Disabled shall notify the Traffic and Transportation Administrator who shall post on the signs indicating disabled parking only a sign indicating the disabled parking space is reserved at all times for permit parking only.

(Ord. 65142 § 2 (part), 2001: prior: Ord. 63103 § 2, 1993.)

**17.76.100 - Personal residence—No parking without permit.**

No person shall park a vehicle in a permit disabled parking space unless said vehicle has posted on its windshield a permit issued by the Office of Disabled for that specific disabled parking space.

(Ord. 65142 § 2 (part), 2001: prior: Ord. 63103 § 3, 1993.)

**17.76.110 - Removal of any residential disabled parking space and cancellation of permit.**

A. Any residential disabled parking permit and space shall be removed by the Street Department directed by the Office on the Disabled for any of the following reasons:

1. Permitted vehicle is not parking in the space at least five (5) days and nights each week.
2. Space holder is using off-street parking.
3. Non-permitted vehicle owned by the permitted space holder is parking in the space.
4. Space holder has died, moved, or no longer has an eligible disability.
5. Space holder erects, builds or has suitable off-street parking available.
6. Space holder's residence is declared a nuisance property.

B. The Office on the Disabled shall document the reasons for any removal and inform the permitted space holder by certified mail of any decision to remove the space and cancellation of permit. Once space is removed and permit is cancelled, otherwise eligible resident will be eligible to reapply for permit and space no sooner than six (6) months after removal/cancellation.

(Ord. 67757 § 2, 2007.)

**Chapter 17.77 - SPACE REQUIREMENTS FOR DISABLED PARKING**

**Sections:**

**17.77.010 - Parking spaces for persons with disabilities.**

The required minimum number, location and size of disabled parking spaces on parking lots open to and usable by the public shall comply with the current City of St. Louis Building Code and Zoning Code.

(Ord. 65142 § 3, 2001: prior: Ord. 63590 § 3 (part), 1995: Ord. 61550 § 3 (part), 1989: Ord. 60124 § 3 (part), 1986: Ord. 58882 § 1, 1983.)

17.77.020 - Location and marking.

On-street parking spaces reserved for persons with disabilities shall be provided and located nearest curb cuts or accessible entrances to buildings. Where meters are in force, each space shall be marked with a sign attached to the meter clearly identifying the space with the international symbol of access and the words "Disabled Parking."

(Ord. 63590 § 3 (part), 1995: prior: Ord. 61550 § 3 (part), 1989: Ord. 60124 § 3 (part), 1986.)

17.77.030 - Improper use of spaces—Penalty.

Only vehicles displaying the Missouri disabled license plate placard, Missouri disabled veterans license plate or other state disabled license plate or placard shall utilize these spaces for persons with disabilities. Any person found guilty of parking in violation of Section 17.76.010 shall be fined not less than Fifty Dollars (\$50.00) nor more than Two Hundred Dollars (\$200.00).

(Ord. 63590 § 3 (part), 1995: prior: Ord. 61550 § 3 (part), 1989: Ord. 60124 § 3 (part), 1986.)